

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY

UNITED STATES

v.

CRIM. NO. 21-CR-177 (CCC)

KHALED HAMADE

**ORDER REGARDING USE OF VIDEO CONFERENCING/TELECONFERENCING
FOR FELONY PLEAS AND/OR SENTENCINGS**

In accordance with Standing Order 2020-06, this Court finds:

- ☒ That the Defendant (or the Juvenile) has consented to the use of video
teleconferencing/teleconferencing to conduct the proceeding(s) held today, after consultation
with counsel; and
- ☒ That the proceeding(s) to be held today cannot be further delayed without serious harm
to the interests of justice, for the following specific reasons:

SEE ATTACHED

Accordingly, the proceeding(s) held on this date may be conducted by:

- ☒ Video Teleconferencing
- ☐ Teleconferencing, because video teleconferencing is not reasonably available for the

following reason:

- ☐ The Defendant (or the Juvenile) is detained at a facility lacking video
teleconferencing capability.

☐ Other:

'The Court finds that the arraignment and plea hearing to be held today cannot be further delayed
without serious harm to the interests of justice, for the following reasons:

1. To ensure that the Court is not overwhelmed by cases and proceedings at the conclusion of

Date: 3/2/2021



United States District Judge

United States v Khaled Hamade

The Court finds that the arraignment and plea hearing to be held today cannot be further delayed without serious harm to the interests of justice, for the following reasons:

1. To ensure that the Court is not overwhelmed by cases and proceedings at the conclusion of this period of emergency. Currently, District Judges in New Jersey handle a substantially larger docket of cases than Judges in other Districts in the United States. New criminal cases continue to be assigned by the Court during the emergency. The concern of such congestion and the particular harm that likely will be caused by delays in the processing of cases and matters in the future is particularly acute in this emergency, at least given that: (1) it is unknown when this emergency will subside and when the Court will be able to function at normal capacity (including, among other things, the empanelment of trial juries) and (2) this District's pre-existing shortage of District Court Judges which already has challenged the Court's ability to process and resolve cases. This District has six District Judge vacancies: two have been pending for more than five years; one has been pending almost three years; two have been pending for more than a year; and one has been pending almost a year. The Federal Judicial Conference has deemed the District's six vacancies judicial emergencies.
2. To permit victim of the offense the ability to obtain a speedy determination of guilt and to focus on responsibility for the harm caused by the offenders and potential for recovery of monetary damages.
3. To permit the defendant to obtain a speedy resolution of his case through a timely arraignment hearing to afford appropriate bail conditions as well as the ability enter a plea of guilty. The defendant has asked for this case to be heard today by arraignment and then plea.
4. To permit the Government to obtain a resolution of the case so that the Government, already operating in a restricted capacity due to the emergency, may appropriately focus its resources on other, emerging criminal matters. The Government has asked for this case to be seen today for a timely arraignment and then plea.
5. To permit the parties to obtain resolution before the running of the applicable statute of limitations. The parties have asked for this case to heard today for arraignment and then plea hearing.